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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 JOHN WESLEY HORN,

11 Petitioner,

12 v.

13 MAGGIE MILLER-STOUT .

14 Respondent.

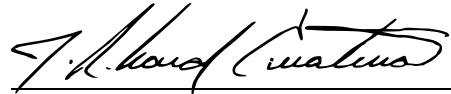
CASE NO. 11-cv-5055BHS-JRC

ORDER REQUESTING
ADDITIONAL BRIEFING

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16 The petitioner in this action is seeking a habeas corpus relief from a state
17 conviction and sentence. This case has been re-referred to the undersigned Magistrate
18 Judge pursuant to 28 U.S.C. §§ 636 (b) (1) (A) and (B) and Local Magistrate Judge Rules
19 MJR 3 and MJR 4. The original answer did not address the issue of actual innocence.
20 The court requests that respondent submit additional briefing on this issue by September
21 23, 2011. Petitioner may file a traverse. The traverse should be received on or before
22 September 30, 2011.
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1 The clerk's office is directed to note this matter on the court's calendar for
2 consideration on October 7, 2011.

3 Dated this 22nd day of August, 2011.

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5 J. Richard Creatura
6 United States Magistrate Judge
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